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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: 3636 )  
)  
Inventor(s): DeNichilo )  
)  
Serial No.: 10/749,705 )  
)  
Filing Date: December 31, 2003 )  
)  
For: VEHICLE SEAT HAVING )  
A BACKREST LOCKING )  
ASSEMBLY )  
\_\_\_\_\_ )

**CONCISE EXPLANATION OF  
THE RELEVANCE OF NON-  
ENGLISH LANGUAGE REFERENCE  
LISTED ON THE INFORMATION  
DISCLOSURE STATEMENT  
PURSUANT TO 37 CFR 1.98(a)(3)(i)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

In addition to PTO Form 1449 that has been submitted herewith with respect to the above-identified application, and pursuant to 37 CFR 1.98(a)(3)(i), the applicant provides the following concise explanation of the relevance of the non-English language references identified below:

<u>Document No.</u>	<u>Date</u>	<u>Country</u>
DE 102 97 476 T5	11/2004	Germany
DE 102 18 394 A1	11/2003	Germany
DE 199 18 785 C1	2/2000	Germany

The above-identified patents were cited in a German Office Action dated June 17, 2005. A copy of the German Office Action is transmitted herewith.

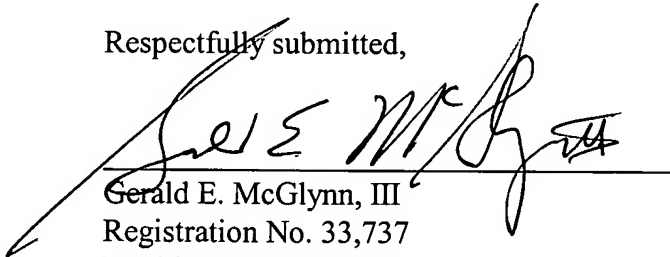
German Patent Publication No. DE 102 97 476 T5 discloses a seat recliner and latch mechanism that includes a housing, an upper quadrant rotatably supported by the housing, a recliner mechanism supported by the housing and operatively engaging the upper quadrant, and a latch mechanism that is pivotally supported by the housing and operable to selectively engage a floor striker. An actuation mechanism cooperates with the recliner and latch mechanism such that the

recliner mechanism enables rotational adjustment of the upper quadrant and the latch mechanism disengages the striker. The latch mechanism is pivotally supported about a pivot axis and rotates thereabout as the seat folds about a remote axis. An inner lock is engaged with the latch mechanism and is in selective engagement with the quadrant. The inner lock limits a range of rotation of the quadrant when the latch mechanism disengages the striker.

German Patent Publication No. DE 102 18 394 A1 discloses an automotive vehicle seat having a backrest locking mechanism.

German Patent Publication No. DE 199 18 785 C1 discloses a seat having a backrest locking mechanism.

Respectfully submitted,



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Date: July 22, 2005

Attorney Docket No.: 03947 (3883.00016)

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
03947 (3883.00016)

In Re Application Of: DeNichilo

Application No.

10/749,705

Filing Date

December 31, 2003

Examiner

Customer No.

35374

Group Art Unit

3636

Confirmation No.

9211

Title: **VEHICLE SEAT HAVING A BACKREST LOCKING ASSEMBLY**

Address to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**37 CFR 1.97(b)**

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☐ the statement specified in 37 CFR 1.97(e);

**OR**

☐ the fee set forth in 37 CFR 1.17(p).

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
03947 (3883.00016)

In Re Application: DeNichilo

JUL 26 2005

Application No. 10/749,705	Filing Date December 31, 2003	Examiner	Customer No. 35374	Group Art Unit 3636	Confirmation No. 9211
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Title: **VEHICLE SEAT HAVING A BACKREST LOCKING ASSEMBLY**

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 02-2712 as described below.
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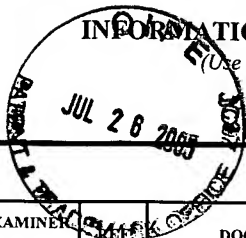
Dated: July 22, 2005

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CC:

# INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)



Docket Number (Optional)

03947 (3883.00016)

Application Number

10/749,705

Applicant(s)

DeNichilo

Filing Date

December 31, 2003

Group Art Unit

3636

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,698,837	03/2004	Pejathaya et al.	297	378.12	

## U.S. PATENT APPLICATION PUBLICATIONS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

## FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO
		DE 102 97 476 T5	11/2004	Germany				
		DE 102 18 394 A1	11/2003	Germany				
		DE 199 18 785 C1	2/2000	Germany				

## OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.